

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Gerrit Jan Nieuwenhuis  
Appl. No. : 10/541,281  
I.A. Filed : December 31, 2003  
For : FOIL BAG PROVIDED WITH A  
PUNCHED OPENING AND  
INCISIONS  
Examiner : Luan Kim Bui  
Group Art Unit : 3728

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1/31/08  
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James F. Herkenhoff, Reg. No. 51,241

RESPONSE TO RESTRICTION REQUIREMENT

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

As set forth in the office communication dated January 8, 2008, the Examiner requires Applicant to elect a single disclosed species for further examination.

In response, Applicant provisionally elects to continue examination directed towards Group V, the species of foil bag as shown in Figure 5 should the generic claim not be found allowable. Currently, at least independent Claim 1 is generic to all of the stated species and Claims 4, 6, 8, and 13 read on at least the Group V species.

**REMARKS**

For at least the reasons set forth in the amendment dated December 11, 2007, it is respectfully submitted that the rejections set forth in the outstanding Office Action are inapplicable to the present claims. Accordingly, early issuance of a Notice of Allowance is most earnestly solicited. If, however, the Examiner believes that any additional issue remains or requires clarification, the Examiner is respectfully requested to call the attorney of record in order to more expeditiously advance the examination of this application.


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Please charge any additional fees, including any fees for additional extension of time, or credit overpayment to Deposit Account No. 11-1410.

Respectfully submitted,

KNOBBE, MARTENS, OLSON & BEAR, LLP

Dated: 1/31/08

By:   
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